

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

|                                      |   |                                   |
|--------------------------------------|---|-----------------------------------|
| VALERIE W. WAKEFIELD and             | ) | CIVIL DIVISION                    |
| HAROLD I. WAKEFIELD, husband and     | ) |                                   |
| wife,                                | ) | Civil Action No. 05 CV 79 – Erie  |
|                                      | ) |                                   |
| Plaintiffs,                          | ) | Honorable Maurice B. Cohill, Jr.  |
|                                      | ) |                                   |
| v.                                   | ) |                                   |
|                                      | ) |                                   |
| JOY MINING MACHINERY                 | ) | <b><u>JURY TRIAL DEMANDED</u></b> |
| COMPANY, a division of Harnischfeger | ) |                                   |
| Industries, and LARRY MEADE,         | ) |                                   |
|                                      | ) |                                   |
| Defendants.                          | ) | <u>Electronically Filed</u>       |

**PLAINTIFF'S INITIAL DISCLOSURES PURSUANT TO  
RULE 26(A)(1) OF THE FEDERAL RULES OF CIVIL PROCEDURE**

Plaintiff Valerie Wakefield ("Plaintiff Wakefield") provides the following initial disclosures pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure.

A. Individuals Likely to Have Discoverable Information

Plaintiff Wakefield identifies the following individuals who are likely to have discoverable information that Plaintiff Wakefield may use to support her claims against the Defendant Joy Mining Machinery Company. The Plaintiff is in the continuing process of identifying and locating individuals who are likely to have discoverable information that she may use to support her claims, she therefore expressly reserves the right to supplement this disclosure with the names of such individuals.

1. Cornelia Adams  
Personnel Department

Joy Mining Manufacturing Company  
Subject: Witness to Plaintiff's emotional state following  
An event of sexual harassment.

2. Ellie Averille  
Computer Analyst  
Joy Mining and Manufacturing  
Franklin, PA 16323  
(814) 437-1587  
Subject: Prior sexual harassment history of Larry Meade.
3. Cecil Cassatt, Experimental Department at Joy  
317 West Forth  
Oil City, PA 16301  
(814) 676-6729  
Subject: Significant information regarding prior sexual harassment  
history of Larry Meade.
4. Tom O'Neil  
Administrative Planner for Joy  
Franklin, PA 16323  
(814) 432-3822  
Subject: Significant information regarding prior sexual harassment  
history of Larry Meade.
5. Individuals listed in the Defendant's Initial Disclosures pursuant to Rule  
26(a)(1) of the Federal Rules of Civil Procedure.
6. The Plaintiff Valerie Wakefield expressly reserves the right to  
supplement her initial disclosures and to designate additional  
individuals as rebuttal witnesses in response to any defenses asserted  
by the Defendant in this matter.

B. Preliminary Disclosure of Documents

Any documents protected by the attorney/client privilege, the work-product doctrine, or any other applicable privilege will not be provided in this discovery process. The following categories of documents, data compilations, and tangible things in the possession, custody and control of the Plaintiff, Valerie Wakefield that she may use in support of her claims include the following:

1. The Plaintiff's medical files of the following facilities:

- a. Dr. Pasternack  
Deerfield Behavioral Health  
128 West Central  
Titusville, PA 16354
  - b. Susan J. Stewart, LSW  
Rural Mental Health Associates, Inc.  
1140 Liberty Street  
Franklin, PA 16323  
(814) 437-2600
  - b. Dr. Savita Joneja  
Seneca Primary Care  
Route 257 Duawl  
Professional Plaza, Suite 2  
Seneca, PA 16346  
(814) 677-7338
- 2. Documents relating to the Plaintiff's physical and/or medical condition.
  - 3. Documents regarding the payment of monies for medical treatment.
  - 4. Legal documents regarding prior legal actions involving the Defendant.
  - 5. Documents listed in the Defendant's Initial Disclosures pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedures.
  - 6. The Plaintiff Valerie Wakefield expressly reserves the right to supplement her initial disclosures and to designate and use additional documents to support any of her claims asserted against the Defendant Joy Mining and Manufacturing.

C. Computation of Damages

If successful, the Plaintiff is entitled to back pay, any loss of benefits, reimbursement of medical expenses, attorney fees and court expenses plus punitive damages and any applicable delay damages.

D. Insurance Agreement

No insurance agreements are in the possession of the Plaintiff, which would affect this Complaint.

E. Reservation of Rights

The Plaintiff Valerie Wakefield expressly reserves the right to supplement her initial disclosures in the event that she is able to identify additional individuals who are likely to have discoverable information that she may use to support her claims or discovers additional relevant and discoverable evidence in her possession, custody or control that she may use to support her claims and defenses.

Respectfully submitted,

THE LINDSAY LAW FIRM, P.C.

/s/Alexander H. Lindsay, Jr.

Alexander H. Lindsay, Jr., Esquire  
Counsel for Plaintiff  
PA I.D. #

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SUTTON LEGAL SERVICES

/s/Edith Lynne Sutton

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PA I.D. No. 79255

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